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Mayor

CITY AND COUNTY OF DENVER

DEPARTMENT OF SAFETY

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June 10, 1998

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JUN 12 1998

Ms. Magalie R. Salas, Secretary
Federal Communications Commission
1919 M Street, N.W., Room 222
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Re: *In the Matter of The Communications Assistance for Law Enforcement Act*, Public Notice, CC Docket No. 97-213, DA 98-762 (rel. April 20, 1998)

Dear Ms. Salas:

Enclosed for filing in the above referenced proceeding is an original and four (4) copies of the reply comments by the Denver Police Department regarding the implementation of the assistance capability requirements as required by Section 107 of the Communications Assistance for Law Enforcement Act, 47 U.S.C. 1006.

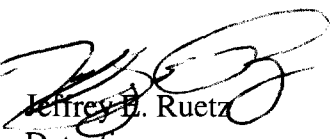
An additional copy of comments is enclosed to be stamped "received" and returned.

Thank you very much for your attention to this matter.

Sincerely,

DAVID L. MICHAUD
Chief of Police

By:


Jeffrey B. Ruetz
Detective

Enclosure

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**Before the
Federal Communications Commission
Washington, D.C. 20554**

JUN 12 1998

**FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY**

In the Matter of:

**Communication Assistance for Law
Enforcement Act**

CC Docket No: 97-213

To: The Commission

1. This letter is being submitted in support of the Federal Bureau of Investigation and the U.S. Department of Justice's comments and reply comments which were filed in the above referenced proceeding.
2. My name is Jeffrey E. Ruetz and I am a Detective with the Denver Police Department. I am one of the people responsible for planning, ordering, installing, operating and maintaining both federal and state court ordered electronic surveillance of telephone facilities and other communications devices. I have been a Denver Police officer for over 23 years and have been involved in the administrative, legal and technical aspects of electronic surveillance for the past 17 years.
3. I have carefully followed the process leading to the proposition of J-STD-025 and am familiar with it and with the capabilities not included in it. I have noted with interest that many of the industry and industry group comments filed in this matter frequently refer to the FBI and/or DOJ, inferring that they are the only entities which would be effected by the way in which CALEA is implemented.
4. That is, in fact, not at all the case. Most state and major city law enforcement agencies will be profoundly effected by what eventual CALEA solutions can or

cannot do. The Denver Police Department, for example, is highly dependent upon electronic surveillance techniques, not only in the investigation of complex, serious felony cases, but also in emergency situations such as kidnappings, hostage takings and barricaded suspects. Interception of communications, by court order or statutory emergency authority, is frequently a crucial element in successfully investigating or resolving such cases.

5. In this age of rapidly evolving and diversifying communications technology, the entire law enforcement community is suffering a serious degradation of the ability to effectively intercept criminal's communications. That not only impedes the progress of criminal investigations but compromises public safety. A cross-platform CALEA solution which delivers all necessary features and data via a dependable, verifiable and cost effective route and using a limited number of protocols is as important to state and local law enforcement agencies as it is to the FBI and DOJ.
6. The interim standard proposed by industry, J-STD-025, is clearly deficient in addressing the needs of law enforcement. Nine distinct capabilities, sometimes referred to as the "punch list", are missing from J-STD-025 and are identified and explained in the FBI/DOJ petition filed in this case. Some industry representatives have characterized most or all of these capabilities as "premiums". I submit that each and every one of them is an integral part in forming a standard which will allow law enforcement to continue to do its job of protecting the public and pursuing and prosecuting criminals.
7. On behalf of the Denver Police Department, I urge the Commission to grant the FBI/DOJ petition and to find that the nine capabilities identified by the FBI are

essential to law enforcement's continued ability to perform effective court ordered,
and emergency, communications surveillance.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "J. B. Ruetz", written over the printed name.

Jeffrey B. Ruetz, Detective
Complex Investigation Section
Denver Police Department
1331 Cherokee Street
Denver, CO 80204